

BAKER BOTTS LLP**RECEIVED
CENTRAL FAX CENTER** 001/002**SEP 18 2009**30 ROCKEFELLER PLAZA
NEW YORK, NEW YORK
10112-4498TEL +1 212.408.2500
FAX +1 212.408.2501
www.bakerbotts.comABU DHABI
AUSTIN
BEIJING
DALLAS
DUBAI
HONG KONG
HOUSTON
LONDON
MOSCOW
NEW YORK
PALO ALTO
RIYADH
WASHINGTON*Fax receipt will not be confirmed by phone unless requested.*FROM Sandra S. Lee
DATE September 18, 2009
PAGES 2 (including cover)VOICE NO. 212-408-2569
FAX NO. 212-259-2569
RETURN TO jgkTO Board of Patent Appeals and Interferences
United States Patent and Trademark OfficeFAX NO. (571) 273-0299
FAX NO. (571) 273-8300**MESSAGE**Appeal No: 2008-002545
Appellant: James R. Gross et al.
Application No. 09/774,248
Hearing Room: B
Hearing Docket: B
Hearing Date: Thursday, October 22, 2009
Hearing Time: 09:00AM
Location: Madison Building - East Wing
600 Dulany Street, 9th Floor
Alexandria, Virginia 22313-1450**Notice of Confidentiality**

The information contained in and transmitted with this facsimile is: 1. Subject to the Attorney-client Privilege; 2. Attorney Work Product; or 3. Confidential. It is intended only for the individual or entity designated above. You are hereby notified that any dissemination, distribution, copying, or use of or reliance upon the information contained in and transmitted with this facsimile by or to anyone other than the recipient designated above by the sender is unauthorized and strictly prohibited. If you have received this facsimile in error, please notify Baker Botts LLP. by telephone at 212.408.2500 immediately. Any facsimile erroneously transmitted to you should be immediately returned to the sender by U.S. Mail or, if authorization is granted by the sender, destroyed.

If you do not receive all pages, please call: 212.408.2500 for assistance.